

SEP 27 2016

TONY R. MOORE, CLERK  
BY SPB DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

MARIO ALBERTO MONTOYA-  
CLAVIJO  
D.O.P. #84076-004

v.

REBECCA CLAY

\* CIVIL ACTION NO. 2:16-CV-00551

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\* JUDGE MINALDI

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\* MAGISTRATE JUDGE KAY


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**JUDGMENT**

For the reasons stated in the Report and Recommendation (Rec. Doc. 6) of the Magistrate Judge previously filed herein, after an independent review of the record, a *de novo* determination of the issues, consideration of Petitioner's Objections (Rec. Doc. 7), and having determined that the findings are correct under applicable law,

**IT IS ORDERED** that the petitioner's application for a writ of *habeas corpus* (Rec. Doc. 1) be and hereby is **DENIED** and **DISMISSED WITH PREJUDICE**.

Lake Charles, Louisiana, this 24 day of Sept, 2016.

  
PATRICIA MINALDI  
UNITED STATES DISTRICT JUDGE